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PART III.

Legislative Measures and Rules thereunder.

NOTIFICATION.

No. R. 3440—*Ex.* 20-21-8, *dated* 20*th January* 1922.

DENATURED SPIRITS RULES.

Under Sections 6, 7, 11, 12, 13, 15, 24 and 29 (o), (p) and (q) of the Mysore Excise Regulation, V of 1901, as amended by Regulations IV of 1902, V of 1906, VIII of 1913 and V of 1920, the Government of His Highness the Maharaja of Mysore are pleased to issue the following revised rules for the control of the preparation, possession and sale of Denatured spirits in the Mysore State, in supersession of the rules contained in Notification No. 5302—Ex. 9-18-8, dated 12th October 1918. These rules will come into force a month after the date of publication.

1. *Definition.*—Denatured spirit means spirit subjected to a process prescribed by the Government by Notification for the purpose of rendering it unfit for human consumption. The process prescribed for ordinary denatured spirit in the Mysore State is the admixture with spirit of at least 50 degrees over-proof of light caoutchoucine and pyridine bases in the proportion of half a gallon of light caoutchoucine and half a gallon of pyridine bases to 99 gallons of spirit. The light caoutchoucine and the pyridine bases must answer the laboratory tests described in Appendix 1. Methylated spirit means denatured spirit rendered effectually unfit for human consumption by the admixture of crude wood-naptha in the proportion of one part of crude wood-naptha to nine parts of spirit. The use of crude wood-naptha in a highly purified condition is not permitted.

2. *Duty.*—Denatured spirit manufactured in, and issued from, the Government Central Distillery, Bangalore, shall not be liable to any duty. Duty is not also leviable on exports and imports of denatured spirit by land.

3. *Manufacture.*—Denatured spirit may be manufactured at the Government Central Distillery at Bangalore, provided —

(1) that the light caoutchoucine and pyridine bases or wood-naptha to be mixed with the spirit are first tested and approved by the Chemical Examiner to Government,

(2) that they are kept under lock and key by, and used under the supervision of, the Distillery Officer,

(3) that they are used in the proportion prescribed and in the manner defined in Rule 1 and Appendix I to these rules. Previous sanction of Government must be obtained for the employment of special methods of denaturation for spirit intended for use in particular arts and manufactures.

4. *Import.*—Denatured spirit may be imported with the previous permission of the Deputy Commissioner, provided that the spirit to be imported has been fully denatured as laid down in Rule 3 *supra* and provided also that such spirit is transported from the frontier to its destination under cover of a permit in Form D. S. 4. A certificate from the Collector of Customs at the place of import or from the Chemical Examiner to the Government of Mysore to the effect that the spirit to be imported has been fully denatured, may be accepted.

Spirit which it is proposed to import if not sufficiently denatured must either be denatured afresh at the expense of the importer or it must pay the prevailing rate of duty on potable spirit.

Methylated spirit may be imported only with the special sanction of the Government.

The import of quantities within the limits of private possession is not covered by these restrictions.

5. *Export.*—Denatured spirit may be exported by holders of D. S. 1 licenses in the State to places outside the State under a permit in Form D. S. 4 granted by the Deputy Commissioner of the District of export, provided that the exporter produces before the Deputy Commissioner a permit authorising the import from the Excise authorities of the District to which the spirit is to be exported.

6. *Retail License.*—Licenses (D. S. 1) for the sale of denatured spirit will be issued by the Deputy Commissioner free of fee to respectable applicants on their showing that they have a legitimate demand for such spirit. All such applications should be forwarded to the Excise Commissioner, through the Deputy Commissioner of the District in which the applicant wishes to hold his license. But the issue of licenses to persons licensed to sell liquor for consumption on the premises is prohibited.

7. *Licenses to Varnish-makers and others.*—Licenses in Form D. S. 2 may be granted by the Deputy Commissioner of the District with the previous permission of the Excise Commissioner to varnish makers and others for possession of denatured spirit in such quantities as the Deputy Commissioner may determine on consideration of their reasonable requirements for use in their business but not for sale.

8. *Licenses to Chemists and Druggists.*—Licenses in Form D. S. 3 will be granted by the Deputy Commissioner of the District with the previous permission of the Excise Commissioner to Chemists and Druggists who for special reasons require Methylated spirit.

9. *Limit of possession.*—The quantity prescribed as the limit of private possession of denatured spirit is one imperial gallon. The limit of possession of Methylated spirit is one reputed Quart.

10. *Permits for transport.*—No denatured spirit shall be transported in quantities exceeding one imperial gallon except under a pass in Form D. S. 4.

11. *Supplies from Depots.*—The holders of licenses may obtain their supplies of Denatured spirits from any Bonded Depot on payment into a Taluk Treasury on the prescribed challan of such price and cost of carriage as may be prescribed from time to time.

12. *General conditions applicable to all Licenses.*—(1) No shop for the vend or storage of denatured spirit shall be located in the same building with any shop for the sale of intoxicating liquor for consumption on the premises.

(ii) The license must be hung up in a conspicuous place within the shop.

(iii) No shop shall be kept open between the hours of 9 P. M. and 6 A. M.

(iv) Denatured spirit kept for sale shall be of good quality and unadulterated. Any attempt to render such spirit fit for human consumption is punishable under Section 55 A of the Mysore Excise Regulation. Should any Inspecting Officer be of opinion that any spirit found by him on inspection is insufficiently denatured he shall report the matter to the Deputy Commissioner and may at the time of inspection remove the spirit in question or cause the receptacle to be sealed and submit a sample to the Chemical Examiner for analysis and

report. If the analysis shows that it is insufficiently denatured the spirit shall be at once treated afresh or, failing this, destroyed.

(v) True accounts of transactions shall be maintained from day to day in ink in Form D. S. 5 by the holders of licenses. The accounts and permits shall be in printed books which may be obtained from the local Excise Officers on payment of cost price. The permits received shall be preserved for one year after the period covered by the license and shall be produced when called for by any officer not below the rank of an Excise Assistant Inspector.

(vi) No privilege of storage or vend shall be sold, transferred or sub-rented without the Excise Commissioner's previous permission. Nor if the Deputy Commissioner so orders, shall any agent be appointed for the management of any such privilege without his previous approval.

(vii) With the sanction of the Excise Commissioner any license shall be revocable by the Deputy Commissioner on giving the licensee fifteen days' notice of such revocation.

(viii) The premises for which the license is granted shall be open to inspection by an officer of the Excise Department, not below the rank of an Assistant Inspector: and the Inspector shall be furnished with such information regarding the quantity of spirit used as may be required by him.

(ix) An inspection note-book with pages numbered consecutively shall be maintained for the use of Inspecting Officers and shall be handed over to the Inspector of the Range or to any other officer authorised by him to receive it on a receipt being given therefor.

(x) Every bottle, jar and cask containing $\frac{\text{Denatured}}{\text{Methylated}}$ spirit received into or kept for storage or sale shall be conspicuously labelled with a label showing the place of its manufacture.

(xi) Licensees shall be bound by any additional rules that may be prescribed by the Excise Commissioner or Government from time to time.

(xii) In case of breach of any of the conditions of a license it shall be competent to the Deputy Commissioner to impose a fine not exceeding Rs. 50 for every such breach or to cancel the license forthwith. The imposition of a fine or cancellation of a license shall not be held to prevent the licensee from being prosecuted under the Mysore Excise Regulation.

14. *Issues from the Distillery.*—For the issue of denatured spirits from the Distillery to Bonded Depots the rules applicable to arrack and other country spirits shall apply *mutatis mutandis*.

15. *Materials for denaturation of spirits.*—Materials intended for use in the denaturation of spirits must be delivered by the manufacturers to the charge of the Distillery Officer who will take a sample from each separate cask or parcel thereof and forward the same to the Excise Commissioner in Mysore for transmission to the Chemical Examiner and will secure the bulk under a lock in a separate secure room or godown to be provided by the manufacturers. No portion of such bulk shall be used for the purpose of denaturation or be transferred to the Warehouse until the receipt of the Chemical Examiner's report. On receipt thereof, if it be to the effect that the materials are not suitable for use in denaturation, the officer shall deliver the same to the manufacturers who shall forthwith remove the same from the premises and shall not bring them back again. If, however, the Chemical Examiner's report is to the effect that the materials are suitable for denaturation, the officer will cause them to be removed into and to be secured in the Distillery Warehouse, and at the same time enter them in the register M.S.—4.

15. *Register of denaturation of spirits.*—A register in the Form D. S.—6 shall be maintained at the Government Central Distillery at Bangalore.

16. *Cost of Analysis.*—The cost of all analysis made under these rules shall be borne by Government.

By Order,
C. VENKATA RAO,
Secretary to Government,
Revenue Department.